

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

NINA J. BUJACICH,

Plaintiff,

vs.

TYLER TECHNOLOGIES, INC., as Plan
Administrator and Sponsor; and TYLER
TECHNOLOGIES SHORT TERM
DISABILITY COVERAGE,

Defendants.

NO.

COMPLAINT FOR LONG TERM
DISABILITY BENEFITS

COMES NOW plaintiff, Nina J. Bujacich, with a complaint for Short Term Disability benefits and states and alleges as follows:

I. IDENTIFICATION OF PLAINTIFF

1.1 At all times material herein, plaintiff was a resident of Pierce County, Washington, and was a beneficiary and participant under a Short Term Disability plan covered by the Employee Retirement Income Security Act of 1974 (ERISA).

II. IDENTIFICATION OF DEFENDANTS

2.1 At all times material herein, defendant, Tyler Technologies, Inc., was the Sponsor of an employee welfare benefit plan governed by ERISA. Defendant, Tyler Technologies, Inc., is also the Plan Administrator.

2.2. At all times material herein, defendant, Tyler Technologies Short Tem Disability Coverage (the Plan), was an employee welfare benefit plan governed by ERISA. The Plan's Sponsor and the

Plan's Administrator is the plaintiff's employer, Tyler Technologies, Inc.

III. FACTS

- 3.1 Plaintiff made application for Short Term Disability benefits under the Plan which was denied on July 13, 2012 by Prudential Insurance Company of America as Claims Administrator under an Administrative Services Agreement with the Plan.
- 3.2 Thereafter plaintiff appealed the denial of her claim on September 26, 2012 to the Plan Administrator.
- 3.3 The Plan Administrator's Administrative Committee denied plaintiff's appeal in an undated letter postmarked on April 16, 2013.
- 3.4 Plaintiff has exhausted her administrative remedies.

IV. CAUSE OF ACTION

- 4.1 Plaintiff brings this action under 29 U.S.C. § 1132(a)(1)(B) to recover Short Term Disability benefits under an employer sponsored welfare plan.

V. RELIEF REQUESTED

- 5.1 Plaintiff requests that this Court order entitlement to Short Term Disability benefits with payment of benefits that have accrued, reinstatement to the Plan, award of attorney fees and costs, and any other relief the court deems just and equitable in the premises.
- 5.2 Plaintiff requests that this court require defendants to answer this complaint and supply the court with copies of the administrative record, the Summary Plan Description, and applicable Plan documents.

DATED this 27th day of September, 2013.

TODD R. RENDA, ATTORNEY AT LAW

/s/ Todd R. Renda

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